

## Principles for Long-Term Governance of the CALFED Bay-Delta Program

Proposed Revision to CALFED Staff Draft of 12/10/99

- Principle 1:** Federal/State Partnership. ~~The CALFED Program~~ The CALFED Record of Decision should be carried out through a joint State and Federal government partnership.
- Principle 2:** Accountability. There should be a clear point of, and process for accountability of the Program to the Legislature, the Congress, stakeholders and the public.
- Principle 3:** Commission. A new joint State/ Federal CALFED Commission should be created to direct supervise efforts to achieve CALFED Bay-Delta Program goals and objectives.
- Principle 4:** Membership. The membership of the CALFED Commission should be made up of State, Federal, tribal and public members.
- Principle 5:** Leadership. The governing structure and authorities of the Commission should be designed to attract strong leadership.
- [New Princ]:** Achieving CALFED Objectives. A basic purpose of the governing structure should be to achieve the CALFED program objectives [performance standards?] for each of the program elements..
- Principle 6:** ~~Commission Responsibilities. The Commissioners should serve as the decision-making body for the CALFED Bay-Delta Program and the Executive Director and Commission staff should manage the implementation of the Program.~~
- Principle 7:** ~~Changes in Authorities. Maintain Existing Regulatory Authority~~ The Commission will not exercise or supplant any regulatory authorities. Legislative changes in program and funding authorities should be made to consolidate and coordinate management of each program element within the Commission.
- Principle 8:** ~~Authority over Program Elements. The Commission will exercise a comparable degree of authority over specified funding for each Program Element. For those funds and programs not under Commission approval but which are related to CALFED (to be specified in a interagency MOU), the appropriate agencies should participate in preparing an annual Crosscut Budget to ensure coordination with the CALFED Program.~~
- Principle 9:** ~~Commission Program Management. The Commission should serve the function of program management of each of the CALFED Program Elements in order to~~

~~reduce fragmentation of responsibility and accountability, maximize coordination and integration among the Program Elements, and to avoid conflicting mandates within existing agencies.~~

~~**Principle 10: Agency Delegation.** The Commission should delegate program management and implementation responsibilities, as appropriate, to existing agencies or new entities. Delegation will vary between program elements depending on the nature of the program and actions, the expertise of agencies, and the ability of the agency to manage the program without significant conflicting mandates.~~

The following New Principle is intended to replace the stricken portions of Principles 6-11 (that would pre-commit to the specific management proposal in the current straw proposal) while still providing significant support for exploration of that approach per the EWC meeting of 12/10.

**[New Princ]: Ensuring Equity.** It would be optimal to establish an institution capable of bringing together all of the CALFED program elements, as well as all of the existing programs that bear directly upon achievement of the CALFED objectives, capable of exerting the same level of management authority over all such programs.

**DEFAULT PRINCIPLE:** However, there is no current consensus among the CALFED agencies as to what should be within the control of such an institution, or what should be outside of such an institution's purview. Therefore, in designing an institutional structure, the default approach should be to ensure that each of the institutions with management responsibility for CALFED and CALFED related programs should have the same degree of autonomy from, as well as the same degree of accountability to, the supervisory body.

**Principle 11: Funding.** Funding for implementation of the CALFED Program should be appropriated directly to the Commission for those activities to be directly managed by the Commission. ~~Funding for the CALFED Program delegated to a State or Federal agency should be appropriated directly to that agency, with control language requiring Commission approval of program plans and priorities. the entities that are assigned management responsibility for specific program elements [per the new principle above].~~

**Principle 12: Ecosystem Restoration Program(ERP).** Due to the complexity and size of the ERP, there should be significant focus and accountability given to its management. A new ERP entity, under the authority of the Commission, should manage the ERP.

**[New Princ]: Dedicated Funding for ERP.** A source of dedicated base funding for the ERP

*should be established as part of a legislative proposal to establish the CALFED institutional structure.*

*Principle 13: Legislative Reporting. Commission should serve as focal point for contact with Congress and the Legislature and should provide annual status reports on the Program.*

*Principle 14: Agency/Tribal Participation. The Commission should establish a process to support participation and coordination with agencies (federal, state, and local) and tribes involved in and affected by the CALFED Program, but not members of the Commission.*

*Principle 15: Public Involvement. The Commission's meetings should be open and public, and the Commission should seek ways to maximize public knowledge of, and involvement in, its work. The Commission should support involvement in the Program at a local level.*

*[New Princ]: CALFED Assurances. The proposal for an institutional structure should fit into the broader package of CALFED assurances.*